

# **EXHIBIT 1**

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

- - - - -X

ACCELERATION BAY, LLC,

Plaintiff,

v.

C.A. No. 16-455 (RGA)

TAKE-TWO INTERACTIVE

SOFTWARE, INC., et al.,

Defendants.

- - - - -X

CONFIDENTIAL - OUTSIDE COUNSEL ONLY

Videotaped deposition of Michael Mitzenmacher, Ph.D.

Boston, Massachusetts

July 27, 2018

9:01 a.m.

Job No.: 710962

Pages: 1 - 266

Reported By: Alan H. Brock, RDR, CRR











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1 REPORTER'S CERTIFICATE.

2 I, Alan H. Brock, Registered Diplomate Reporter  
3 and Certified Realtime Reporter, certify:

4 That the foregoing proceedings were taken before  
5 me at the time and place therein set forth, at which  
6 time the witness was put under oath by me;

7 That the testimony of the witness, the questions  
8 propounded, and all objections and statements made  
9 at the time of the examination were recorded  
10 stenographically by me and were thereafter  
11 transcribed;

12 That a review of the transcript by the deponent  
13 was not requested;

14 That the foregoing is a true and correct  
15 transcript of my shorthand notes so taken.

16 I further certify that I am not a relative or  
17 employee of any attorney of the parties, nor  
18 financially interested in the action.

19 I declare under penalty of perjury under the laws  
20 of Massachusetts that the foregoing is true and  
21 correct.

22 Dated this 30th day of July, 2018.

23  
24 *Alan H. Brock*

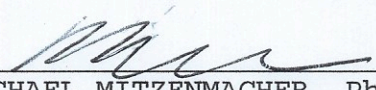
25 Alan H. Brock, RDR, CRR

July 27, 2018

ERRATA SHEET FOR THE TRANSCRIPT OF:  
Case Name: ACCELERATION v. TAKE TWO INTERACTIVE SOFTWARE, INC.  
Dep. Date: 7-27-18  
Deponent: MICHAEL MITZENMACHER, Ph.D.

CORRECTIONS:

Pg.	Ln.	Now Reads	Should Read	Reason
77	16	deposition-testimony documentation and so on,	deposition testimony, documentation, and so on,	typographical
89	8	send to	sent to	typographical
92	2	foot blancing	load balancing	typographical
157	9	clear reader	clearer read	typographical
164	19-20	such a broad class channel (sic).	such a broadcast channel.	typographical
219	11	we should understood(sic) "computer" generally	we should understand "computer" generally	typographical
220	13	Softwares	Software	typographical
—	—	—	—	—
—	—	—	—	—
—	—	—	—	—
—	—	—	—	—
—	—	—	—	—

  
MICHAEL MITZENMACHER, Ph.D.

Subscribed and sworn to before me this  
\_\_\_ day of \_\_\_, 20\_\_.

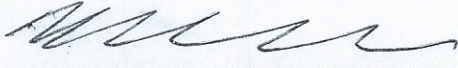
Notary Public  
My Commission Expires: \_\_\_\_\_

July 27, 2018

CERTIFICATE OF DEPONENT

I, the undersigned, declare, under the penalty of perjury, that I have read the foregoing transcript, and I have made any corrections, additions, or deletions as I deemed necessary. The foregoing is a true and correct transcript of my testimony contained therein.

Dated: 7/28/18 Signed at: LEXINGTON MA  
(City, State)

BY:   
MICHAEL MITZENMACHER, Ph.D.